

## EMPLOYMENT DEVELOPMENT DEPARTMENT

### Title 22, California Code of Regulations Section 311-1

#### CONFLICT OF INTEREST CODE

#### Text of Proposed Regulatory Changes (Long Version)

**NOTE:** Language to be repealed is shown in ~~strikeout~~ format; language to be added is shown in underline format.

#### **§ 311-1. Conflict of Interest Code.**

The Political Reform Act, Government Code sections 81000, et seq., requires state and local government agencies to adopt and promulgate Conflict of Interest Codes. The Fair Political Practices Commission has adopted a regulation, California Code of Regulations (CCR), title 2, section 18730, which contains the terms of a standard Conflict of Interest Code, which can be incorporated by reference, and which may be amended by the Fair Political Practices Commission to conform to amendments in the Political Reform Act after public notice and hearings. Therefore, the terms of CCR, title 2, section 18730 and any amendments to it duly adopted by the Fair Political Practices Commission, along with the attached Appendix in which officials and employees are designated and disclosure categories are set forth, are hereby incorporated by reference and constitute the Conflict of Interest Code of the Employment Development Department.

Designated employees shall file statements of economic interests with the agency who will make the statements available for public inspection and reproduction. (Gov. Code, § 81008.) Upon receipt of the statement of the Director, the agency shall make and retain a copy and forward the original of this statement to the Fair Political Practices Commission. Statements for all other designated employees will be maintained by the agency.

Note: Authority cited: Sections 87300 and 87306, Government Code.

Reference: Sections 87300, 87301, 87302 and 87306, Government Code.

## Appendix

<b><i>Designated Positions</i></b>	<b><i>Disclosure Categories</i></b>
Director <u>EDD</u>	a, b
Chief Deputy Director	a, b
<u>Career Executive Assignment</u>	a, b
<del>Assistant to the Chief Deputy Director</del>	<del>a, b</del>
<del>Assistant Director, Policy and Programs</del>	<del>a, b</del>
<del>Assistant Director, Communications <u>Information Officer II</u></del>	<del>a, b</del>
<del>Deputy Director, Job Service Branch</del>	<del>a, b</del>
<del>Deputy Director, Unemployment Insurance Branch</del>	<del>a, b</del>
<del>Deputy Director, Tax Branch</del>	<del>a, b</del>
<del>Deputy Director, Disability Insurance Branch</del>	<del>a, b</del>
<del>Deputy Director, Program Review Branch</del>	<del>a, b</del>
<del>Deputy Director, Administration Branch</del>	<del>a, b</del>
General Counsel	a, b
Assistant Chief Counsel	a, b
Staff Counsel	a, b
<del>Chief, Business Operations Planning and Support Division</del>	<del>a, b</del>
<del>Chief, Field Audit and Compliance Division</del>	<del>a, b</del>
<del>Chief, Collection Division</del>	<del>a, b</del>
<del>Chief, Tax Processing and Accounting Division</del>	<del>a, b</del>
<del>Chief, Fiscal Programs Division</del>	<del>a</del>
<u>Staff Services Manager II-III (Designated positions in Central Office, Business Operations Planning and Support Division)</u>	a, b
Consultant	a, b*
<del>Director, Workforce Strategies</del>	<del>a, b</del>
<del>Deputy Director, Public Affairs Branch</del>	<del>a</del>
<del>Deputy Director, Information Technology Branch</del>	<del>a</del>
<del>Deputy Director, Legislative Liaison Office</del>	<del>a</del>
<del>Deputy Director, Workforce Development Branch</del>	<del>a</del>
<del>Executive Director, Business Relations</del>	<del>a</del>
<del>Chief, Equal Employment Opportunity</del>	<del>a</del>
<del>Chief, Information Security Office</del>	<del>a</del>
<del>Chief, Job Service Division</del>	<del>a</del>
<del>Chief, Operations Support Division</del>	<del>a</del>
<del>Chief, Workforce Investment Division</del>	<del>a</del>
<del>Chief, Unemployment Insurance Division</del>	<del>a</del>
<del>Chief, Disability Insurance Division</del>	<del>a</del>
<del>Chief, Monitor Advocate Office</del>	<del>a</del>
<del>Chief, Investigation Division</del>	<del>a</del>
<del>Deputy Chief, Investigation Division</del>	<del>a</del>
Tax Compliance Supervisor	a
Tax Administrator, Central Office	a

<del>Tax Administrator I-II-III, EDD</del>	<del>a</del>
<del>Supervising Tax Auditor I, EDD</del>	<del>a</del>
<del>Senior Accounting Officer, Contribution Adjustment Section</del>	<del>a</del>
<del>Chief, Audit and Evaluation Division</del>	<del>a</del>
<del>Chief, Labor Market Information Division</del>	<del>a</del>
<del>Chief, Human Resource Services Division</del>	<del>a</del>
<del>Chief, Technology Foundation Services Division</del>	<del>a</del>
<del>Chief, Insurance Accounting Division</del>	<del>a</del>
<del>Chief, Compliance Review Division</del>	<del>a</del>
<del>Chief, Tax Support Division</del>	<del>a</del>
<del>Executive Director, Governor's Committee for Employment of Disabled Persons</del>	<del>a</del>
<del>Chief, Application Services Division</del>	<del>a</del>
<del>Chief, Infrastructure Solutions &amp; Management Division</del>	<del>a</del>
<del>Project Manager, Paid Family Leave Program</del>	<del>a</del>
<del>Chief, Production and Operations Management Division</del>	<del>a</del>
<del>Deputy Division Chief, Job Service Division</del>	<del>a</del>
<del>Chief, Intelligent Call Routing System Office</del>	<del>b, c</del>
<del>Staff Services Manager, Business Operations Planning and Support Division</del>	<del>b, c</del>
<del>Associate Business Management Analyst</del>	<del>b, c</del>
<del>Business Services Officer</del>	<del>b, c</del>
<del>Staff Services Analyst, (Designated positions in Business Operations Planning and Support Division)</del>	<del>b, c</del>
<del>Associate Governmental Program Analyst, (Designated positions in Business Operations Planning and Support Division)</del>	<del>b, c</del>
<del>Conference Coordinator</del>	<del>b, c</del>
<del>Chief, EDD University Administration Office</del>	<del>c</del>
<del>Maintenance Mechanic</del>	<del>b, c</del>
<del>Business Services Assistant (Designated positions in Business Operations Planning and Support Division)</del>	<del>b, c</del>
<del>Architectural Associate Architect</del>	<del>c</del>
<del>Warehouse Manager</del>	<del>c</del>
<del>Material and Store Supervisor Associate Printing Plant Superintendent</del>	<del>c</del>
<del>Printing Trades Supervisor</del>	<del>c</del>
<del>Data Processing Manager</del>	<del>d</del>
<del>Senior Information Systems Analyst</del>	<del>d</del>
<del>Senior Programmer Analyst</del>	<del>d</del>
<del>Staff Programmer Analyst</del>	<del>d</del>
<del>Staff Information Systems Analyst</del>	<del>d</del>
<del>Systems Software Specialist</del>	<del>d</del>
<del>Regional Manager/Field Office Manager (Unemployment Insurance, Job Service and Disability Insurance Branches)</del>	<del>e, f</del>
<del>Employment Program Manager / Disability Insurance Program Manager (Designated positions in Unemployment Insurance, Workforce Services, Disability Insurance Branches)</del>	<del>e, f</del>
<del>Office Administrator, Disability Insurance Branch</del>	<del>e, f</del>

<del>Area Administrator</del>	<del>e, f</del>
<del>Chief of Staff, Field Division</del>	<del>e, f</del>
<del>Field Division Chief, Job Services Program</del>	<del>e, f</del>
<del>Field Division Chief, Unemployment Insurance Program</del>	<del>e, f</del>
<del>Supervising Criminal Investigator # <u>I-II, EDD</u></del>	<del>e, f</del>
<del>Supervising Special Investigator II</del>	<del>e, f</del>
<del>Section Chief, Automation and Information Management</del>	<del>e, f</del>
<del>Section Chief, Special Services Section</del>	<del>e, f</del>
<del>Tax Administrator, Field</del>	<del>f</del>
<del>Supervising Tax Auditor, Field</del>	<del>f</del>
<del>Tax Compliance Supervisor, Field</del>	<del>f</del>
Medical Director	g
Tax Auditor, <u>EDD</u>	h
Associate Tax Auditor, <u>EDD</u>	h
Staff Tax Auditor, <u>EDD</u>	h

***Disclosure Categories***

(a) A designated employee in this category shall report all investments, business positions, and income including gifts, loans, and travel payments, from any source.

(b) A designated employee in this category shall report all interests in real property.

(c) A designated employee in this category shall report investments and business positions in business entities and income, including gifts, loans, and travel payments, from any source that sells, rents, or leases goods, services, supplies, facilities, or equipment (other than electronic data processing equipment, supplies, services, or software) of the type utilized by the department.

(d) A designated employee in this category shall report investments and business positions in business entities and income including gifts, loans, and travel payments, from any source of the type which sells, rents, or leases electronic data processing equipment, software, facilities, supplies, or services.

(e) A designated employee in this category shall report any interest in real property which is located in whole or in part within the department's administrative area or region to which the designated employee is assigned.

(f) A designated employee in this category shall report investments and business positions in business entities and income including gifts, loans, and travel payments, from any source which has a place of business located in whole or in part within the department's administrative area or region to which the designated employee is assigned.

(g) A designated employee in this category shall report investments and business positions in business entities and income including gifts, loans, and travel payments, from any source of the type which provides medical services.

(h) Designated employees in this category shall indicate whether, during the reporting period, they had a financial interest in any of their assignments. If they had no such interest, they shall file Fair Political Practices Commission Form 700-A. Otherwise, they shall disclose their pertinent financial interests on the schedules for Fair Political Practices Commission Form 700.

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\*Disclosure for consultants is subject to the following limitations: The Director, Employment Development Department, may determine in writing that a particular consultant, although a "designated employee," is hired to perform a range of duties that are limited in scope and thus is not required to fully comply with the disclosure requirements described in this section. Such written determination shall include a description of the consultant's duties and, based upon that description, a statement of the extent of disclosure requirements. The Director's determination is a public record and shall be retained for public inspection in the same manner and location as this Conflict of Interest Code.

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